United States Bankruptcy Court For the Eastern District of Texas Sherman Division

IN RE:) Case No. 03-45533
)
EVIE & DAVID HODGES)
)
Debtor(s)) Chapter 7

Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution

CHRISTOPHER J. MOSER, the Trustee of the estate of the above named debtor(s), certifies under penalty of perjury, to the Court and United States Trustee, that the trustee has faithfully and properly fulfilled the duties of his office, that the trustee has examined all proofs of claim as appropriate in preparation for the proposed distribution, and that the proposed distribution attached hereto is proper and consistent with the law and rules of the Court. The Trustee applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document, once filed, constitutes my valid signature for the purposes of 11 U.S.C. §704(9) and Fed. R. Bankr. Pro. 9011.

Therefore, the Trustee requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: August 30, 2004 /s/ Christopher J. Moser, Trustee
Christopher J. Moser, Trustee

IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

IN RE:	§	
	§	CASE NO. 03-45533
EVIE & DAVID HODGES	§	(Chapter 7)
	§	
DEBTORS	§	

TRUSTEE'S FINAL REPORT AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE

The Trustee of the estate presents the following final report:

- 1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and the Trustee has not been reimbursed.
- 2. The Trustee submits Form I. as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554 (c).
- 3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
- 4. The Trustee submits Form II. as the account of estate cash receipts and disbursements.
- 5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
- 6. The Trustee requests approval of this final report.
- 7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.

SCHEDULE A-1

Case Name: EVIE & DAVID HODGES

Case Number: 03-45533

A. Receipts	\$4,001.23
B. Disbursements	
1. Secured Creditors	0
2. Administrative	\$0.00
3. Priority	0
4. Other	0
Total Disbursements	\$0.00
C. Current Balance	\$4,001.23

(Total Dollar Amount in Column 6)

4,001.23

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4,000.00

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\$ 155,916.00

TOTALS (Excluding Unknown Values)

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT FORM 1

Page:

ASSET CASES

BTR Judge: BRENDA T. RHOADES 03-45533

Case No:

HODGES, EVIE DLOIS Case Name:

HODGES, DAVID CHRISTOPHE

For Period Ending: 08/30/04

12/01/03 (f) Date Filed (f) or Converted (c): 341(a) Meeting Date:

Claims Bar Date:

01/05/04 07/26/04

CHRISTOPHER J. MOSER

Trustee Name:

1	2	3	4	5	9
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. 1607 San Antone Ln, Lewisville, TX	110,000.00	00:00		00.0	FA
Debtor Claimed 100% Exemption on Schedule C					
2. Bank One - checking acct.	171.00	0.00	DA	0.00	FA
3. DATCU Savings	200.00	0.00	DA	0.00	FA
4. HOUSEHOLD GOODS	1,625.00	0.00		0.00	FA
Debtor Claimed 100% Exemption on Schedule C					
5. WEARING APPAREL	800.00	00:00		0.00	FA
Debtor Claimed 100% Exemption on Schedule C					
6. FURS AND JEWELRY	975.00	00'0		00.0	FA
Debtor Claimed 100% Exemption on Schedule C					
7. 401K (u)	3,000.00	0.00		0.00	FA
Debtor Claimed 100% Exemption on Schedule C					
8. 2002 Chevy Silverado	17,000.00	0.00		0.00	FA
Debtor Claimed 100% Exemption on Schedule C					
9. 2003 Durango	15,000.00	0.00		0.00	FA
Debtor Claimed 100% Exemption on Schedule C					
10. 1994 Searay Seville Boat	2,500.00	00.00	DA	0.00	FA
no equity					
11. TAX REFUND (u)	4,600.00	4,000.00		4,000.00	FA
12. Valwood Credit Savings	45.00	0.00	DA	0.00	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		1.23	Unknown
					Gross Value of Remaining Assets

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

FORM 1 INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

Page:

ASSET CASES

BTR Judge: BRENDA T. RHOADES 03-45533

Case Name: Case No:

HODGES, EVIE DLOIS HODGES, DAVID CHRISTOPHE

12/01/03 (f) 01/05/04 Date Filed (f) or Converted (c): 341(a) Meeting Date:

Trustee Name:

CHRISTOPHER J. MOSER

07/26/04

Claims Bar Date:

Initial Projected Date of Final Report (TFR): 12/31/05

No tax return is necessary. No claims objections are necessary.

Current Projected Date of Final Report (TFR): 08/30/04

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

HODGES, EVIE DLOIS BTR 03-45533 Case Name: Case No:

HODGES, DAVID CHRISTOPHE 75-6716839

Taxpayer ID No: 75-67168: For Period Ending: 08/30/04

CHRISTOPHER J. MOSER Trustee Name: Bank Name:

Page: 1

BANK OF AMERICA, N.A. 3758456987 BofA - Money Market Account

\$ 300,000.00 Blanket Bond (per case limit):

Account Number:

Separate Bond (if applicable):

1	2	3	4		5	9	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
05/06/04	11	EVIE DLOIS HODGES	2003 Tax Refund	1224-000	4,000.00		4,000.00
_		1607 SAN ANTONE LN					
		LEWISVILLE, TX 75077-2753					
05/28/04	INI	BANK OF AMERICA, N.A.	Interest Rate 0.100	1270-000	0.24		4,000.24
06/30/04	IN	BANK OF AMERICA, N.A.	Interest Rate 0.100	1270-000	0.33		4,000.57
07/30/04	IN	BANK OF AMERICA, N.A.	Interest Rate 0.100	1270-000	0.34		4,000.91
08/30/04	IN	BANK OF AMERICA, N.A.	INTEREST REC'D FROM BANK	1270-000	0.32		4,001.23
08/30/04		Transfer to Acct #3758810691	Transfer In From MMA Account	000-6666		4,001.23	0.00

COLUMN TOTALS	4,001.23	4,001.23	00'0
Less: Bank Transfers	0.00	4,001.23	
Subtotal	4,001.23	0.00	
Less: Payments to Debtors		0.00	
Net	4,001.23	0.00	

4,001.23

7

Page:

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

HODGES, DAVID CHRISTOPHE

HODGES, EVIE DLOIS

Case Name: Case No:

03-45533

75-6716839 For Period Ending: 08/30/04 Taxpayer ID No:

Reference Check or

> 08/30/04 Date

Transaction

\$ 300,000.00 Blanket Bond (per case limit):

3758810691 BofA - Checking Account

Account Number:

Trustee Name: Bank Name:

BANK OF AMERICA, N.A. CHRISTOPHER J. MOSER

Separate Bond (if applicable):

33	4		5	9	7
Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
Transfer from Acct #3758456987	Transfer In From MMA Account	000-6666	4,001.23		4,001.23
	COLUMN TOTALS Less: Bank Transfers		4,001.23	0.00	4,001.23
	Subtotal		0.00	0.00	
	Less: Payments to Debtors	chtors		0.00	
	Net		0.00	0.00	
				NET	ACCOUNT
	TOTAL - ALL ACCOUNTS	Š	NET DEPOSITS	DISBURSEMENTS	BALANCE
	BofA - Money Market Account - 3758456987	456987	4,001.23	0.00	0.00
	BofA - Checking Account - 3758810691	810691	0.00	0.00	4,001.23
			4,001.23	0.00	4,001.23

0.00

SCHEDULE B EVIE & DAVID HODGES 03-45533

TRUSTEE COMPENSATION:

Paralegal Time Copies Postage Secretarial Certified Order Certified Mail Travel Federal Express Recording Fees Premium on Bond	UNREIMBURSED EXPENSES: (SEE EXHIBIT "A")	Total Trustee Fees =	3% over \$1,000,000.00 =	5% over \$50,000.00 & under \$1,000,000.00 =	10% over \$5,000.00 & under \$50,000.00 =	25% of first \$5,000.00 =	Total Receipts = \$4,001.23
174.00 0.00 2.59 7.50 0.00 0.00 0.00 0.00 0.00 0.00		\$1,000.31	\$0.00	\$0.00	\$0.00	\$1,000.31	

TOTAL UNREIMBURSED EXPENSES =

184.09

RECORDS:

Notice given to debtor on to pick up business or personal records in hands of Trustee. If not picked up within 30 days such records or work files may be destroyed.	Trustee did take possession of business or personal records of debtor.	Trustee did not take possession of business or personal records of debtor.
		×

Exhibit "A"
Expenses

0.00	0.00	0.50 0.50	\$2.59 2.59	0	174.00 0.00 2.59 7.50 0.00 0.00 0.00 0.00 0.00	Data Entry for Form 1 Distribution Checks (quantity = 7) Column Totals Paralegal Time Copies = \$0.25 each Postage Secretarial @ \$15.00 per hr Certified Order Certified Mail Travel \$0.35 per mile Federal Express Recording Fees Premium on Bond Grand Total =
1 V 🗘	Certified Order	Secretarial <u>Hours</u>	Cost of Postage	No. of Copies		l otal Paralegal Time Copies, Postage & Secretarial:
	Total Expense 9.00 6.00 9.00 30.00 30.00	Expense at \$60 / hr 90.00 30.00 30.00	Expense at \$30 / hr 9.00 6.00 9.00	Time 0.3 0.2 0.3 1.5 0.5		Paralegal Time: Preparation of Deposits (1) Request Bar Date Reconcile Bank Balance Trustee's Final Report Distribution Checks Trustee's Final Account

SCHEDULE C EVIE & DAVID HODGES 03-45533 EXPENSES OF ADMINISTRATION

AMOUNT AMOUNT AMOUNT CLAIMED PAID DUE

1 11 U.S.C. Sec 507(a)(1)

Court Cost & Fees

- A. Notice & Claim Fees
- B. Adv. Filing Fees
- C. Quarterly Chapt 11
- 2 11 U.S.C. Sec 503(b)(1)(a)

Preservation of Estate

- A. Transportation
- B. Storage
- C. Wages
- D. Estates share FICA
- E. Watchman
- F. Insurance
- G. Upkeep
- H. Advertising
- I. Expenses in Sale of Real Estate
- J. Trustee's Bond
- 3 11 U.S.C. Sec 503(b)(2) <u>Post-Petition Taxes</u>
 - and Related Penalties
- 4 11 U.S.C. Sec 503(b)(2)

Compensation and Reimbursement			
A. Trustee Fees	1,000.31	0.00	1,000.31
B. Trustee Expenses	184.09	0.00	184.09
C. Attorney to Trustee	0.00	0.00	0.00
D. Expenses for Attny to Trustee	0.00	0.00	0.00
E. Attorney to Debtor			
F. Expenses for Attny to Debtor			
G. Auctioneers Fees	0.00	0.00	0.00
H. Auctioneers Expenses	0.00	0.00	0.00
I. Appraiser			
J. Accountant Fees	0.00	0.00	0.00
K. Accountant Expense	0.00	0.00	0.00

5 11 U.S.C. Sec 503(b)(3)

Expenses of Creditors

or Committees

- 6 11 U.S.C. Sec 503(b)(4)

 <u>Compensation of Professionals</u>

 <u>for Creditors or Committees</u>
- 7 Other

SCHEDULE D

EVIE & DAVID HODGES 03-45533

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

(5)	(4)	(3)	(2)	(1)
Amount	Amount	Amount	Amount	Claim
<u>Due</u>	<u>Paid</u>	<u>Allowed</u>	Claimed	No.

- 1 For Credit Extended Sec 364(e)(1)
- 2 Claims from Failure of adequate protection Sec. 307(a)(b)
- 3 "Gap Claims" Sec. 507(a)(2)
- 4 Wages, etc. Sec. 507(a)(3)
- 5 Contributions to benefit plans Sec. 507(a)(4)
- 6 Engaged in raising of grain or fisherman Sec. 507(a)(5)
- 7 Consumer Deposits Sec. 507(a)(6)
- 8 Alimony or Support or Child; Sec. 507(a)(7)
- 9 Taxes Sec. 507(a)(8)

TOTAL ALLOWED PRIORITY CLAIMS:

\$0.00

SCHEDULE E EVIE & DAVID HODGES 03-45533

SECURED CLAIMS

Claim Amount of Amount not Amount Amount Amount No. Creditor Claim Determined Allowed Paid Due

Total of ALLOWED Secured Claims: \$0.00

Total UNSECURED CLAIMS Allowed: \$18,087.32

Eastern District of Texas Claims Register

03-45533 Evie D'Lois Hodges and David Christopher Hodges Honorable Brenda T. Rhoades

Debtor Name: HODGES, EVIE D'LOIS

Claim No: 1	Creditor Name: American Express Centurion Bank c/o Becket and Lee, LLP P.O. Box 3001 Malvern, PA 19355-0701	Last Date to File Claims: 07/26/2004 Last Date to File (Govt): 10/25/2004 Filing Status: Docket Status: Late: N	
Claim Date: 05/13/2004	Amends Claim No: Amended By Claim No:	Duplicates Claim No: Duplicated By Claim No:	
Class	Amount Claimed	Amount Allowed	
Unsecured	\$2245.71		
Total	\$2245.71		
Description:			
Remarks:			

Claim No: 2	Creditor Name: American Express Centurion Bank c/o Becket and Lee, LLP P.O. Box 3001 Malvern, PA 19355-0701	Last Date to File Claims: 07/26/2004 Last Date to File (Govt): 10/25/2004 Filing Status: Docket Status: Late: N
Claim Date: 05/18/2004	Amends Claim No: Amended By Claim No:	Duplicates Claim No: Duplicated By Claim No:
Class	Amount Claimed	Amount Allowed
Unsecured	\$1071.57	
Total	\$1071.57	
Description:		
Remarks:		

Claim No: 3	Creditor Name: Chevron Corp 776-769-6839 PO Box 2001 Concord CA 94529-0001	Last Date to File Claims: 07/26/2004 Last Date to File (Govt): 10/25/2004 Filing Status: Docket Status: Late: N
Claim Date:	Amends Claim No:	Duplicates Claim No:
05/19/2004	Amended By Claim No:	Duplicated By Claim No:

Class	Amount Claimed	Amount Allowed
Unsecured	\$722.30	
Total	\$722.30	
Description:		
Remarks:		

Claim No: 4	Creditor Name: Discover Bank P.O. Bank 8003 Hilliard, OH 43026	Last Date to File Claims: 07/26/2004 Last Date to File (Govt): 10/25/2004 Filing Status: Docket Status: Late: N
Claim Date: 05/20/2004	Amends Claim No: Amended By Claim No:	Duplicates Claim No: Duplicated By Claim No:
Class	Amount Claimed	Amount Allowed
Unsecured	\$6742.35	
Total	\$6742.35	
Description:		
Remarks:		

Claim No: 5	Creditor Name: Citibank 6035253037214948 PO NBox 9716 Gray TN 37615	Last Date to File Claims: 07/26/2004 Last Date to File (Govt): 10/25/2004 Filing Status: Docket Status: Late: N
Claim Date: 06/02/2004	Amends Claim No: Amended By Claim No:	Duplicates Claim No: Duplicated By Claim No:
Class	Amount Claimed	Amount Allowed
Unsecured	\$929.99	
Total	\$929.99	
Description:		
Remarks:		

Claim No: <u>6</u>	Creditor Name: Kohl's 0324083435 P.O. Box 740933 Dallas,TX 75374	Last Date to File Claims: 07/26/2004 Last Date to File (Govt): 10/25/2004 Filing Status: Docket Status: Late: N
Claim Date: Amends Claim No: 06/02/2004 Amended By Claim No:		Duplicates Claim No: Duplicated By Claim No:

Class	Amount Claimed	Amount Allowed
Unsecured	\$452.29	
Total \$452.29		
Description:		
Remarks:		

Claim No: 7	Creditor Name: MBNA America Bank N.A. PO Box 15168 MS 1423 Wilmington, DE 19850	Last Date to File Claims: 07/26/2004 Last Date to File (Govt): 10/25/2004 Filing Status: Docket Status: Late: N
Claim Date: 06/28/2004	Amends Claim No: Amended By Claim No:	Duplicates Claim No: Duplicated By Claim No:
Class	Amount Claimed	Amount Allowed
Unsecured	\$5923.11	
Total	\$5923.11	
Description:		
Remarks:		

Claims Register Summary

Case Name: Evie D'Lois Hodges and David Christopher Hodges

Case Number: 2003-45533

Chapter: 7

Date Filed: 12/01/2003 Total Number Of Claims: 7

	Total Amount Claimed	Total Amount Allowed
Unsecured	\$18087.32	
Secured		
Priority		
Unknown		
Administrative		
Total	\$18087.32	

PACER Service Center				
	T	ransactio	n Receipt	
		08/30/2004	13:32:57	
PACER Login:	cm1174	Client Code:		

	11	Search	03-45533 Filed or Entered From: 8/30/2002 Filed or Entered To: 8/30/2004
Billable Pages:	1	Cost:	0.07

IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

IN RE:	§	
	§	CASE NO. 03-45533
EVIE & DAVID HODGES	§	(Chapter 7)
	§	
DEBTORS	§	

TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTIONS

The undersigned trustee of the estate hereby submits to the Court and to the United States

Trustee this Report of Proposed Final Distributions.

- 1. The Court has entered orders which have become final, and which dispose of all objections to claims, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.
- 2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution upon certification by the U.S. Trustee unless written objection thereto is filed and served on the trustee and on the U.S. Trustee.

		• •
2 Administrative Expenses to be paid (see attached schedule of payees and amounts)	\$1,184.40	
3 Priority Claims to be paid (see attached schedule of payees and amounts)	\$0.00	
4 Secured Claims to be paid (see attached schedule of payees and amounts)	\$0.00	
5 Unsecured Claims to be paid (see attached schedule of payees and amounts)	\$2,816.83	
6 Miscellaneous distributions to be paid (see attached schedule of payees and amounts) Surplus to Debtor		
7 Total Distributions to be made.	\$4,001.23	
8 Zero Balance		\$0.00

1 Balance on hand

/s/ Christopher J. Moser Christopher J. Moser 2001 Bryan Street, Suite 1800 Dallas, Texas 75201

\$4,001.23

PROPOSED DISTRIBUTION

Case Number: 03-45533

BTR

Page 1

Date: August 30, 2004

Debtor Name: HODGES, EVIE DLOIS \ HODGES,	DAVID CHRISTOPHE
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Claim#	Payee Name	Class	Priority	Amt Claimed * Amt Allowed	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
Beginning	g Balance							\$4,001.23
Cla	im Type -							
	CHRISTOPHER J. MOSER COMPENSATION	Admin		\$1,000.31 * \$1,000.31	\$0.00	\$1,000.31	\$1,000.31	\$3,000.92
		Percent	Paid: 100.0	00000 %				
	CHRISTOPHER J. MOSER EXPENSES	Admin		\$184.09* \$184.09	\$0.00	\$184.09	\$184.09	\$2,816.83
		Percent	Paid: 100.0	00000 %				
	Subtotal For Claim Typ	e		\$1,184.40 * \$1,184.40	\$0.00	\$1,184.40	\$1,184.40	
Subtota	als For Class Administrative 100.00	000 %		\$1,184.40 * \$1,184.40	\$0.00	\$1,184.40	\$1,184.40	
Cla	im Type 400 - General Unsecured	Claims						
000001	American Express Centurion Bank	Unsec	400	\$2,245.71 * \$2,245.71	\$0.00	\$2,245.71	\$349.74	\$2,467.09
		Percent	Paid: 15.57	369 %				
000002	American Express Centurion Bank	Unsec	400	\$1,071.57 * \$1,071.57	\$0.00	\$1,071.57	\$166.88	\$2,300.21
		Percent	Paid: 15.57	7341 %				
000003	Chevron Corp	Unsec	400	\$722.30 * \$722.30	\$0.00	\$722.30	\$112.49	\$2,187.72
		Percent	Paid: 15.57					
000004	Discover Bank	Unsec	400	\$6,742.35 * \$6,742.35	\$0.00	\$6,742.35	\$1,050.02	\$1,137.70
			Paid: 15.57					
000005	Citibank (South Dakota), N.A.	Unsec	400	\$929.99 * \$929.99	\$0.00	\$929.99	\$144.83	\$992.87
		Percent	Paid: 15.57	7329 %				
000006	Kohl's Dept. Store	Unsec	400	\$452.29 * \$452.29	\$0.00	\$452.29	\$70.44	\$922.43
		Percent	Paid: 15.57	408 %				
000007	MBNA America Bank N.A.	Unsec	400	\$5,923.11 * \$5,923.11	\$0.00	\$5,923.11	\$922.43	\$0.00
		Percent	Paid: 15.57	7341 %				_
	Subtotal For Claim Typ	e 400		\$18,087.32 * \$18,087.32	\$0.00	\$18,087.32	\$2,816.83	-
Subtota	als For Class Unsecured 15.573.	51 %		\$18,087.32 * \$18,087.32	\$0.00	\$18,087.32	\$2,816.83	

Printed: 08/30/04 02:04 PM Ver: 9.52a

PROPOSED DISTRIBUTION

Case Number: 03-45533 BTR Page 2 Date: August 30, 2004

Debtor Name: HODGES, EVIE DLOIS \ HODGES, DAVID CHRISTOPHE

Claim # Payee Name	Class Priority	Amt Claimed * Amt Allowed	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
<< Totals >>		\$19,271.72 \$19,271.72	\$0.00	\$19,271.72	\$4,001.23	\$0.00

Proposed distribution is dependent on the Court's rulings on administrative expenses, contest of claims, and/or objections made to this proposed distribution.

Printed: 08/30/04 02:04 PM Ver: 9.52a